IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

FRIDAY, THE THIRTY FIRST DAY OF DECEMBER
TWO THOUSAND AND FOUR

PRESENT

HON'BLE SRI DEVINDER GUPTA, THE CHIEF JUSTICE

and
HON'BLE SRI JUSTICE M.NARAYANA REDDY

WRIT PETITION No.25266 of 2004

Between:

Sri Gottumukkala Peda Narsimharaju,

S/o Venkataramaraju,
R/o Alamuru in Penumantra Mandal,
W.G.District.

..... PETITIONER

AND

1 The State of A.P., rep., by its Secretary, Endowments

Department, Govt. of A.P., Hyderabad.
2 The Deputy Commissioner (Endowments), Kakinada,
East Godavari District.
3 The Asst. Commissioner (Endowments), Eluru,
West Godavari District.
4 The Person-in-charge, Sri Visweswaraswamy Temple,
Oduru in Penumantra Mandal, W.G.District.

.....RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a writ of mandamus or any other appropriate writ order or direction be issued declaring Sec.3 of A.P.Tenancy Laws (Amendment) Act 2003 and Sec.5 of A.P. Act XXX of 1987 and the Rules framed in GO Ms.No.379 dated 11-03-2003 under

Sec.82 of the Act as unconstitutional and hold that the proposal to evict the petitioner from the lands held by the petitioner belonging to the 4th respondent as illegal in the interest of justice and fair play.

Counsel for the Petitioner :Mr. I.RAMAKRISHNA RAO

Counsel for the Respondents : G.P. FOR ENDOWMENTS

The Court made the following :

W.P.No.25266 of 2004

HCJ & MNR,J

ORDER: (Per Hon'ble the Chief Justice)

Petitioner is not questioning any of the orders passed by any authority under the provisions of Andhra Pradesh Tenancy Laws (Amendment) Act, 2003 and Andhra Pradesh Charitable and Hindu Religious Institutions and Endowments Act, 1987. Challenge is to the Rules framed under Section 82 of Andhra Pradesh Charitable and Hindu Religious Institutions and Endowments Act, 1987. Without questioning the order, if any, passed against the petitioner by the competent authority, the present writ petition is not maintainable, and is accordingly dismissed.

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DEVINDER GUPTA, C.J.

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M.NARAYANA REDDY, J

31-12-2004

bsc

..... REGISTRAR

// TRUE COPY //

SECTION OFFICER

To

1 The Secretary, Endowments

Department, State of A.P., Govt. of A.P., Hyderabad.
2 The Deputy Commissioner (Endowments), Kakinada,
East Godavari District.
3 The Asst. Commissioner (Endowments), Eluru,
West Godavari District.

4. 2CCs to Govt. Pleader for Endowments, High Court buildings,

Hyderabad. (OUT)

5. 2CD copies

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